

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Zou et al.

Serial No.: 10/642,531

Filed: August 15, 2003

For: BRASSICA PYRUVATE
DEHYDROGENASE KINASE GENE

Confirmation No.: 3187

Examiner: B. Koroma

Group Art Unit: 1638

Attorney Docket No.: 3015-6072US

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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In compliance with the duty to disclose information material to patentability pursuant to 37 C.F.R. § 1.56, it is respectfully requested that this Supplemental Information Disclosure Statement be entered and the document listed on attached Form PTO/SB/08 be considered by the Examiner and made of record. A copy of the listed document is enclosed pursuant to 37 C.F.R. § 1.98(a). Further, Applicants had substantially complied with the requirements of 37 C.F.R. 1.56 in the original submission of the Information Disclosure Statement (IDS) at the time of filing the application.

The Examiner has objected to apparently three submissions on the IDS. The first objection was to a GenBank citation of a sequence taken from the cited article of J Biol Chem.

1998 Oct 9;273(41):26618-23. Accordingly, the printout of GenBank Accession No.: AF038585 was properly disclosed. The second was to another GenBank citation of a sequence from J Biol Chem. 1998 Oct 9;273(41):26618-23. Accordingly, this printout of GenBank Accession No.: AF038586 was properly disclosed. In an effort to further the prosecution of the case, Applicants have included the two citations to the GenBank in this Supplemental IDS. The third was to the MARILLIA et al. article below. A publication date was inadvertently not included with the MARILLIA citation. However, Applicants did submit the MARILLIA document and now properly submit the citation.

Other Documents

MARILLIA et al., "Metabolic engineering of Brassica seeds oils: improvement of oil quality and quantity and alteration of carbon flux." Plant Genetic Engineering: Towards the Third Millenium, 2000, pp. 182-188, Elsevier Science Publishing: New York.

GenBank Accession No.: AF038585, 1998.

GenBank Accession No.: AF038586, 1998.

This Supplemental Information Disclosure Statement is filed after the mailing date of the first Office Action on the merits. Applicants therefore request that the fee be charged to deposit account 20-1469, if the Patent Office determines that the substantial compliance was not sufficient in the first submission of the IDS.

Respectfully submitted

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